

MINUTES**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION****HON. CHARLES S. COODY, MAG. JUDGE AT MONTGOMERY, ALABAMA****DATE COMMENCED: 1/18/06 AT 2:59 P.M. TO 3:12 P.M.****DATE COMPLETED: 1/18/06 AT FTR RECORDING**

ORIX FINANCIAL SERVICES, INC. *

Plaintiff *

vs.. * CASE NO. 2:05CV1233-F-CSC

EARNEST CHAPMAN *

Defendant *

<u>PLAINTIFF</u>	<u>APPEARANCES:</u>	<u>DEFENDANT</u>
Atty. Von G. Memory	*	Not Present

COURT OFFICIALS PRESENT:

COURTROOM DEPUTY: WANDA STINSON

(X) OTHER PROCEEDINGS: **PREJUDGMENT SEIZURE WRIT HEARING****SEE MINUTES ATTACHED**

LOG OF PROCEEDINGS ELECTRONICALLY RECORDED			
Description	Prejudgment Seizure Writ hearing = 2:05cv1233-F		
Date	1/18/2006	Location	Courtroom 4B
Time	Speaker	Note	
2:59:13 PM	Court	Court convenes; Discussion regarding contact with deft;	
2:59:22 PM	Atty. Memory	Addresses the court as to having contact with counsel for Deft; Not under bankruptcy any longer; Indicated their non appearance at proceedings; Mr. Bosley is present in court and can present testimony re: altercation w/Mr. Chapman;	
3:00:51 PM	Court	Proceeding on basis of a proffer;	
3:00:59 PM	Atty. Memory	Proffer to the court; Request leave to clear logs;	
3:07:26 PM	Court	Discussion as to the proposed order sent to deft;	
3:07:40 PM	Atty. Memory	The order was changed to include a statement that gives Orix leave to clear the logs;	
3:08:09 PM	Court	Who's property is it on?	
3:08:18 PM	Mr. Bosley	On International Paper;	
3:08:19 PM	Court	Have they been made aware of this?	
3:08:19 PM	Mr. Bosley	No.	
3:08:42 PM	Court	Response; Discussion that the people who own the property where the logs are located should be notified; They might have some objections	
3:09:22 PM	Mr. Bosley	Response re: contact w/ Rock Springs;	
3:09:45 PM	Court	They are the representative of or working for International Paper?;	
3:09:49 PM	Mr. Bosley	Response;	
3:10:07 PM	Court	Addresses issue of sending people in to secure the dozier;	
3:10:33 PM	Atty. Memory	Request leave to make contact with them;	
3:11:07 PM	Mr. Bosley	Addresses the court as to the property location;	
3:11:14 PM	Court	Discussion as to having some permission;	
3:11:25 PM	Atty. Memory	Response re: putting that condition in an order;	
3:11:35 PM	Court	You can modify the order to include that; It needs to be signed by Judge Fuller; Prepare it for his signature and get that back to the court this afternoon.	
3:12:06 PM	Court	Court is recessed.	